2022 CONSTITUTION AND CANONS

OF

THE DIOCESE OF LEXINGTON

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CONSTITUTION OF
THE DIOCESE OF LEXINGTON

ARTICLE I

The Diocese shall be known and distinguished by the name of THE DIOCESE OF LEXINGTON, which is comprised of the counties of Boone, Gallatin, Owen, Franklin, Anderson, Mercer, Boyle, Casey, Pulaski and Wayne, in the Commonwealth of Kentucky, and all territory in Kentucky east of those counties.

ARTICLE II

The Constitution and Canons of The Protestant Episcopal Church in the United States of America are hereby fully recognized and acknowledged and to which adherence shall be given in and by the Diocese of Lexington.

ARTICLE III

Section 1. A Convention of the Church in the Diocese of Lexington shall be held annually, at such time and place as appointed by the last preceding regular Convention. The Bishop or, if there be no Bishop, the Standing Committee, may, for any good or urgent reason, change the time and place appointed.

Section 2. Special meetings of the Convention may, when necessary, be called by the Bishop on his own motion. If there be no Bishop or if the Bishop is unable to act due to sickness or if the Bishop has been absent from the Diocese for a period of six months or longer, special meetings of the Convention may be called by the Standing Committee.

ARTICLE IV

The Convention shall be composed of Clergy and Lay Deputies, constituting one deliberative body. All Presbyters and Deacons, of the Episcopal Church canonically resident in this Diocese and Lay Deputies shall be entitled to seats and votes in the Convention. Each Parish and Mission in union with this Convention shall be entitled to representation in the Convention by Lay Deputies in such numbers as may be prescribed by Canon: provided, no person under ecclesiastical censure or process shall be entitled to seat or vote in this Convention: and, provided, that any Parish or Mission ceasing, in the judgment of the Convention, to function as such shall be suspended from representation therein: or, at the option of the Convention, any Parish which does not continue to fulfill the canonical conditions required for admission as a Parish, may be reduced to the status of Mission. Provision shall be made by Canon for the adjudication of any cases arising hereunder.

ARTICLE V

The Bishop, unless there be a Vacancy in the Episcopate or the Bishop is unable to be present by reason of illness or absence for any cause of which the Convention shall have received notice, together with one-third of all Clergy canonically resident in this Diocese and one-third of all the Lay Deputies entitled to seats and votes shall constitute a quorum for the transaction of business, but a majority of those present may adjourn to the next day.

ARTICLE VI

Unless otherwise required by the Constitution and Canons of The Episcopal Church or by this Constitution, in all matters that shall come before the Convention, the Clergy and the Laity shall deliberate in one body and vote as individuals. The concurrence of a majority of those present and voting shall give validity to any measure not required by Canon to be voted on by orders, in which case the concurrence of a majority of those present and voting in each order shall be required. When required by five or more members, there shall be a vote by orders. No vote may cast by proxy. In the event of a tie vote, the president of the Convention shall be entitled to cast a vote.

ARTICLE VII

The Bishop shall be the President of the Convention and shall preside at all meetings of the Convention. The President's duties shall be to present to the Convention, as often as the President may deem expedient, a general view of the state of the Church: to preserve order during the time of session: to put the question, collect the votes, and declare the decision: and, generally, to exercise the powers ordinarily incident to the position of presiding officer. The President may make any motion conductive to the good of the Church, and may enter into debate, but, in either event, shall relinquish the chair to the Vice President or a president, pro tempore: and the President may express views on any subject, after it has been discussed, before a vote thereon. The Bishop Coadjutor, if there be one, and the Suffragan Bishop, if there be one, shall be Vice Presidents of the Convention and shall serve as President, pro tempore, upon designation of the President or in the event of the President's absence or inability to serve. If there be no other Bishops of the Diocese, the President may appoint from the order of Presbyters a president, pro tempore. If no Bishop of this Diocese be present and able to act, the president of the Standing Committee shall call the Convention to order and the Convention shall immediately choose by ballot a president from among the order or Presbyters. Such person shall perform all the duties and possess all the privileges of that office specified herein or by Canon but shall not call special meetings of the Convention unless a majority of the Standing Committee so requires.

Article VI Amended 2010

ARTICLE VIII

Annually, immediately upon the assembling of the Convention, the Secretary of the Convention shall be elected, whose duty it shall be to record the proceedings of the Convention, to notify the Parishes generally of the time and place of the meetings of the Convention, to preserve its journals and records, to attest the public acts of the body, and faithfully to deliver into the hands of the successor to the office all books and papers relative to the concerns of the Convention which may be in the Secretary's possession. A Treasurer shall also be elected annually, whose duty it shall be to receive and disburse the funds of the Convention, by order of the Convention or of the Executive Council. The Treasurer shall render an account of the transactions annually to each Convention. The fiscal year shall be so determined by the Executive Council

ARTICLE IX

There shall be a Standing Committee of six persons, three from the Order of the Clergy canonically resident in the Diocese and practicing his or her clerical vocation within the Diocese and three from the order of the Laity who are adult, confirmed communicants in good standing of a Parish or Mission within the Diocese, one whom from each Order shall be elected annually by the Convention, each to serve for a term of three years. The Standing Committee shall have the power to fill from the order affected vacancies in its body to serve until the next regular meeting of the Convention, shall perform the duties and have such other powers only set forth in the Constitution and Canons of the Episcopal Church and in the Constitutions and Canons of this Diocese. It may make any regulations, not on conflict therewith, it deems proper for the conduct of its duties.

ARTICLE X

The election of a Bishop of this Diocese shall be made by a concurrent vote of the Clerical Deputies and of the Lay Deputies in Convention assembled, the two orders voting by ballot separately, in opening Convention. When all the votes of both Orders shall have been deposited, the Tellers of the Clerical and of the Lay vote, respectively, shall proceed to count the votes. The candidate for Bishop receiving the affirmative vote of a majority of those present and voting in each Order shall be declared to be duty elected. Immediately after an election the Convention shall proceed to sign the testimonials.

ARTICLE XI

Each Parish and Mission within this Diocese is entitled to the entire benefit of this Constitution and each is bound, equally with the other Parishes and Missions in the Diocese, by this Constitution and by every Canon or other rule for the

government of the Church which shall be adopted by any Convention acting under this Constitution.

ARTICLE XII

Any proposition for any changes and amendment of this Constitution must be made in writing and as to which assent shall be given by a majority of the members then present in the Convention. It shall then lie over for consideration until the next Convention, shall then be voted upon by Orders, a two-thirds vote of those present in each order in its favor being necessary to its adoption.

ARTICLE XIII

In the event of any conflict between this Constitution or the Canons of the Diocese with those of the General Church, which conflict is not authorized thereby, the provisions of the Constitution or Canons of the General Church shall prevail. In the event of any conflict between this constitution and the Canons of the Diocese, this constitution shall prevail.

CANONS OF THE DIOCESE OF LEXINGTON

I. THE CONVENTION AND THE ORGANIZATION OF THE DIOCESE

CANON 1

OF THE CONVENTION

1.01 The affairs of the Diocese shall be managed by the Bishop, the Standing Committee, the Convention, the Executive Council, and by such other officers, agencies and entities as may be provided by these Canons and in a manner consistent with the Constitution and Canons of The Episcopal Church, the Constitution of the Diocese, and, as to secular matters, the laws of the Commonwealth of Kentucky.

1.02 The Convention is the legislative body of the Diocese and shall exercise all powers not reserved to the Bishop by constitution, Canon or tradition, or reserved to any other entity of the Diocese.

Upon the determination by the Bishop, the Standing Committee, and the Executive Council that extraordinary circumstances exist making it impossible or unsafe for the Membership of Convention (Annual and/or Special) to meet in person, Convention may be conducted through the use of electronic visual and/or audio communications by which all members participating may simultaneously see and/or hear each other during all sessions. All members identified as participating by this means shall be present for purposes of determining a quorum and for voting. There shall be Special Rules of Order adopted for any Conventions conducted in this manner.

1.03 The Membership of the Convention shall be constituted as follows:

a. The Bishop, the Bishop Coadjutor, if there be one, Suffragan Bishops, if any there be, and any retired Bishops of the Diocese.

b. All Priests and Deacons who are then canonically resident in the Diocese. No inhibited or suspended member of the Clergy shall be a member of the Convention.

c. Lay Deputies from each Parish and Mission in union with the convention. Each such Parish shall be entitled to be represented by four Lay Deputies elected at the Annual Parish Meeting, one of whom shall be a member of the Vestry with a remaining term of at least one year. Each such Mission shall be entitled to be represented by two Lay Deputies elected at the Annual Meeting of the Mission,

one of whom shall be a member of the Bishop's Committee with a remaining term of at least one year. Alternate Lay Deputies shall also be elected by each Parish and Mission in such number not to exceed the number of Lay Deputies as to insure full representation at each meeting of the Convention. Alternates are encouraged to attend meetings of the Convention, but shall have no right to seat, voice or vote unless duly seated in replacement of a Deputy. The order of substitution of alternates shall be determined by their Parish or Mission. Lay Deputies shall be adult confirmed communicants in good standing of the congregation from which elected.

1.04 The Convention may grant seat and voice to such persons as it deems appropriate. Lay members of the Executive Council, Directors of the Corporation, the Treasurer, the Secretary, the Chancellor and the Vice Chancellor, not elected as members of the Convention by virtue of their office, with the right to take part in deliberations, but not vote.

1.05 Each Parish and Mission shall submit to the Secretary at least sixty days prior to the Convention evidence of the election of Lay Deputies and Alternates consisting of a certificate in a form approved by the Secretary of the Convention, signed by the Rector or Vicar, or by one of the Wardens, or by the Clerk of the Vestry or Bishop's Committee, which certificate shall set forth the names and mailing addresses and classifications as to which are Alternates of all its Lay Deputies and Alternates, and the fact of their qualification to serve. Lay Deputies and Alternates shall be the Deputies and Alternates to any other meeting of the Convention prior to the succeeding Convention.

1.06 Within the fifteen days immediately preceding the meeting of the Convention, the Bishop, or if there is no Bishop, the President of the Standing Committee, shall furnish the Secretary with (1) a complete list of the Clergy canonically resident in the Diocese, setting forth those who entitled to seats in the Convention, and giving their respective Cures, Parishes, Missions, or place of residence, and (2) a complete list of all Parishes and Missions under the respective classifications.

1.07 The Secretary shall, from the Certificates of the Lay Deputies and Alternates and the Bishop's lists of Clergy and of Parishes and Missions, compile a list of Clerical Deputies, Lay Deputies and Alternates and the respective Parishes and Missions represented and any other Parishes and Mission, which compilation shall be prefixed to the Journal of the Convention. The list and certificates shall be preserved with the records of the Convention. Any dispute concerning the right of a lay member of the Convention shall be determined by a majority vote of the Convention. At the time appointed for the meeting of the Convention, and after the opening service, the Convention shall be called to order, and the number of Lay Deputies present as shown by their personal registration. A

roll call may be required upon the affirmative vote of a majority of the Clerical and Lay Deputies. If it shall appear that there is a quorum in each order the Convention shall proceed to elect a Secretary for the ensuing Convention year, after which the Chair shall declare the Convention to be duly organized.

1.08 In case any Parish or Mission shall fail to elect Lay Deputies, or in case all Lay Deputies and Alternates shall fail to attend the Convention, the Rector or Vicar thereof shall be a confirmed communicant in good standing of the Parish or Mission to represent the Parish or Mission in the Convention as a Lay Deputy.

1.09 Any Deputy, Vestry, Bishop's Committee of a Mission, and the Bishop, Standing Committee, Executive Council and Officers of the Diocese may submit resolutions for consideration by the Convention by delivering the same in writing to the Secretary of the Convention on or before the thirtieth day prior to the Convention. Resolutions may be introduced at the Convention in accordance with its rule of order.

1.10 At each session of the Convention, Rules of Order and an Order of Business shall be adopted for the governing of that session. Provided, however, the Rules of Order and the Order of Business adopted at the previous Convention shall be in force for the succeeding Convention if no action to the contrary is taken.

1.11 If by the second day following that on which any action is taken by the Convention the Bishop shall in writing notify the Secretary of his disapproval thereof, such action shall not be effective unless readopted, notwithstanding such disapproval, by vote of two-thirds of each order, provided, however, the adoption of an amendment to the Canons or to the constitution over the disapproval of the Bishop shall require the vote of two-thirds of all Congregations in union with the Convention. If the Convention shall have adjourned when such disapproval is communicated, it may be acted upon as unfinished business at the next meeting of the Convention, whether special or stated.

1.09 Amended 2014
1.09 Amended 2019
1.02 Amended 2020

CANON 2

OF THE EXECUTIVE COUNCIL

2.01 The Executive Council of the Convention of the Church in the Diocese of Lexington (which shall generally be called "the Executive Council") shall be the Board of Directors of the Episcopal Church in the Diocese of Lexington, Inc., and shall be an executive body representative of the Church in this Diocese, the duty of which shall be to carry out the programs and policies adopted by the Convention with the power and authority to implement and carry out the same and to act for the Convention between meetings thereof. The Executive Council shall have overall responsibility for the Diocesan program and finances, shall provide for the efficient management of the business of the Diocese and shall be an agency to relieve the Bishop of the Diocese insofar as is practicable from the necessity of the detailed management of the business affairs of the Diocese.

2.02 The Executive Council shall be composed of the Bishop and eighteen elected members. Six members, four lay communicants and two members of the Clergy canonically and actually resident in the Diocese, shall be elected by the Convention each year, by ballot, for terms of three years each, so that one-third of the elected membership shall be annually elected. Each elected member shall serve until a successor is installed.

No elected member shall serve or be elected to successive terms except that a member who is completing a term created by a mid-term vacancy may be elected to a full term.

A vacancy in the membership of the Executive Council shall exist in the case of death, resignation, removal from the Diocese, or incapacity of any elected member. Any such vacancy shall be filled by the Executive Council for the unexpired term thereof.

2.03 The Executive Council shall meet at the call of the Bishop or of any seven of its elected members, and shall, in any event, meet at least once in each calendar quarter. Nine elected members shall constitute a quorum.

2.04 The Executive Council shall have the power and authority to prescribe its own procedural rules for the performance of its duties and for the carrying out of its functions, provided, however, the rules so adopted shall not be in conflict with any action taken by the Convention or with the Constitution or Canons of the Diocese.

2.05 The Secretary of the Convention shall serve as the Secretary of the Executive Council and shall be a member ex officio thereof. The Treasurer of

the Diocese, the Chancellor of the Diocese, the Vice Chancellor of the Diocese, the Canon to the Ordinary, if there be one, and the Archdeacon, if there be one, shall be members ex officio of the Executive Council. One representative of the Episcopal Church Women, Episcopal Church Men, the Diocesan Youth Commission and the Camps and Conferences Board, to be chosen by each ministry, shall be allotted seat and voice but no vote. The Executive Council shall have the power and authority to elect from its lay elected members a Vice President, who shall preside in the absence of the Bishop Diocesan and to perform such other appropriated duties as may be directed by the Bishop Diocesan, by the Executive Council, or for which provision is made in these Canons.

2.06 The Executive Council shall have the following enumerated powers and responsibilities:

a. The Executive Council shall have all powers of the Convention when the same is not in session except the power to elect a Bishop or to amend the Constitution or Canons.

b. The Executive Council shall have the responsibility for the business affairs of the Diocese and of each department, committee, agency and entity thereof, which responsibility shall include specifically but without limitation the following:

1. Property management.

2. Supervision of investments and the determination of investment policies.

3. Preparation of Diocesan program and a budget for submission to the annual meetings of the Convention.

4. Authorizing the expenditure of all funds.

5. The management of all Diocesan bank accounts, including without limitation, selecting depositories, opening and closing accounts, and designating those authorized to sign checks for the Diocese.

6. The receipt of all funds of the Diocese. The Executive Council shall promulgate regulations governing the handling and depositing of such funds and shall name the person or persons responsible therefor.

7. Ordering an annual audit of the affairs and accounts of the Diocese by an independent certified

accountant and such special audits of any Diocesan office or entity the Executive Council may deem appropriate.

8. The Executive Council shall provide for reports to be made to it by officers of the Diocese, the Corporation, Capital One Commission, the Cathedral Foundation Charter, trustees of any trusts or funds of which the Diocese has a beneficial interest, and by each other department, board, committee, agency or entity of the Diocese, and shall require such reports be presented regularly, and at least annually.

9. The Executive Council shall submit to the annual meeting of the Convention a written, narrative report of the work done under the supervision during the preceding year. The report shall be presented with such exhibits and attachments and with such recommendations with respect to the administration of the affairs of the Diocese as the Executive Council shall determine to be appropriate.

c. The Executive Council shall function as the nominating or electing body, as the case may be, for all positions as to which provision for nomination or election is not otherwise made in the Constitution or Canons. Any vacancy of a position nominated or elected by the Executive Council shall be filled for the unexpired term by the Executive Council.

2.07 Participation In Meetings By Alternative Means

The Chair of the Executive Council and Executive Committee may permit any or all Council and Committee members to participate in a regular or special meeting by, or conduct the meeting through the use of telephonic or video communication by which all members participating may simultaneously hear each other during the meeting. A member participating in a meeting by these means shall be deemed to be present in person at the meeting.

Amended February 2008
2.01 amended 2009
2.02 amended 2009
2.07 deleted 2009
2.07 added 2010
2.05 amended 2012

CANON 3

OF THE CORPORATION

3.01 The corporation known as “Trustees of the Diocese of Lexington” was organized under Articles dated November 30, 1896. By restated Articles filed with the Kentucky Secretary of State on May 19, 1986, the Corporation, a Kentucky religious and charitable corporation organized under Chapter 273 of the Kentucky Revised Statutes, is known as “The Episcopal Church in the Diocese of Lexington, Inc., d/b/a The Diocese of Lexington.” The Corporation shall hold title to property, real and personal, of the Diocese of Lexington as may be conveyed to it subject to provisions of the Constitution and Canons of General Church and of this Diocese. Instruments conveying property of the Diocese held by the Corporation shall be executed, acknowledged and delivered by its President pursuant to resolution of the Bishop and the Standing Committee (or of the Standing Committee alone in the case of a vacancy in the office of Bishop).

3.02 The Executive Council shall constitute the Board of Directors of the Corporation, which shall be elected annually at the Annual Convention in accordance with Canon 2. The Directors so elected shall appoint the following officers: the Bishop shall be appointed President, the Vice-President of the Executive Council shall be appointed Vice President, the Treasurer of the Diocese shall be appointed Treasurer, the Secretary of the Convention shall be appointed Secretary.

3.03 The Corporation shall file a written report with the Executive Council as requested by the Council, but at least annually.

3.04 Responsibility for insurance, maintenance, investment, reinvestment and management of any property title to which is held by the Corporation shall be solely that of the Executive Council.

3.01 amended 2009
3.02 amended 2009

CANON 4

OF THE STANDING COMMITTEE

4.01 The Standing Committee of the Diocese shall perform the duties assigned to it by the General Convention, the Diocesan Convention and by the Constitution and Canons of the General Church and of the Diocese. When a Bishop is in charge of the Diocese, the Standing Committee shall serve as the Bishop's Council of advice. If there be no Bishop in charge of the Diocese, the Standing Committee shall be the Ecclesiastical Authority in all cases, except as otherwise provided by Constitution, or by the Constitution and Canons of this Diocese.

4.02 As soon as practicable after adjournment of each annual meeting of the Convention, the Standing Committee shall meet and elect one of the members of its body as President and one of its members as Secretary, to serve until the adjournment of the next annual meeting of the Convention.

4.03 The Secretary of the Standing Committee shall keep and record the minutes of its meetings, attest its public acts, and perform such other duties as may be required. The Secretary shall deliver all records and papers, other than those then currently in use, to the Registrar.

4.04 The Standing Committee shall keep its records, papers and proceedings open to the Bishop and to the Convention, and shall report all of its official acts, in writing, to each annual meeting of the Convention.

4.02 amended 2017

CANON 5

OF THE ELECTION OF A BISHOP

5.01 The Standing Committee shall announce the names and data concerning each of the nominees for Bishop of Lexington at least twenty-eight (28) days prior to the date for convening of the electing session of Convention.

5.02 Nominations shall not be made from the floor of the electing Convention.

5.03 No later than 21 days prior to the date for convening of the electing session of Convention, other members of the Clergy may become proposed nominees upon the nomination of two (2) clerics canonically resident in the Diocese and two (2) lay deputies to the electing Convention, collectively representing at least three different congregations of the Diocese. Such nominations shall be presented to a member of the Standing Committee. Any such nominee determined by or under the direction of the Standing Committee to have (a) consented to stand for election and (b) passed the background check conducted by or under the direction of the Standing Committee shall be a nominee and shall be invited for interviews and any other activities with the Clergy and Lay Deputies to the electing Convention in the same manner as time reasonably allows as the nominees originally announced.

Effective February 26, 2000

(CANON 6 INTENTIONALLY RESERVED)

II. OFFICERS OF THE DIOCESE

CANON 7

QUALIFICATIONS, TERM AND REMOVAL

7.01 All officers of the Diocese shall be confirmed communicants in good standing of at least eighteen years of age and shall remain in office until their successors are elected and qualified.

7.02 The Bishop shall have authority to appoint all officers the method of selection of whom is not otherwise provided, and to fill vacancies, for which no other provision is made, between the sessions of the Convention. All officers so appointed shall continue in office until the next meeting of the Convention.

7.03 Offices for which no provision is made in these Canons may be created by the Convention and filled by it upon nomination of the Bishop.

7.04 If while the Convention is not in session, a majority of the whole number of the members of the Executive Council shall deem it necessary or expedient to remove from office any of the officers of the Diocese or of the Convention, that fact and reasons therefor shall be communicated in writing to the Bishop and the Bishop shall call a special meeting of the Standing Committee to consider the matter. A copy of the allegations and charges shall be presented in writing to the one so charged, who shall have the right to appear at the hearing, and to make any defense. If, after hearing the charges, allegations and any defense, a majority of the whole membership of the Standing Committee shall find such removal to be in the best interest of the Diocese, and if the Bishop shall concur in such finding, such removal shall be ordered by the Bishop, and the vacancy shall then be filled as herein elsewhere provided.

CANON 8

OF THE SECRETARY AND OF THE TREASURER

8.01 a. The Secretary of the Convention shall also serve as Secretary of the Executive Council and of the Corporation, and in addition to the duties prescribed in the Constitution and elsewhere in these Canons, shall perform such other duties as the convention may require.

b. On nomination of the Bishop, Assistant Secretaries may be elected by Convention.

8.02 a. The Treasurer of the Diocese shall also serve as Treasurer of the Executive Council and the Corporation.

b. The Treasurer shall perform the duties required by the Constitution and these Canons and such other duties, not inconsistent therewith, which are usually performed by the Treasurer of similar organizations, and shall have the following specific responsibilities:

1. To act as financial agent of the Diocese for the receipt and disbursement of funds collected under the authority of the Convention and Council, the receipt and disbursement whereof if not otherwise regulated.

2. As requested, to present to the Council a report as is the financial condition of the Diocese from time to time.

3. To present annually to the Convention a written account of the several funds in the custody of the Treasurer for the previous fiscal year.

4. To deliver to a duly elected successor all funds, credit accounts, papers, books and records belonging to the Diocese and held in custody and to take a proper receipt therefor.

c. On nomination of the Bishop, assistant Treasurers may be elected by Convention.

8.03 Should the Office of Secretary or the Office of Treasurer or the Office of any assistant thereof become vacant between meetings of the Convention, the Executive Council, upon nomination of the Bishop, shall elect a successor to serve until the next meeting of the Convention.

8.04 The accounts and records of the Treasurer shall be audited annually by independent certified public accounts approved by the Council.

CANON 9

OF THE REGISTRAR AND OF THE HISTORIOGRAPHER

9.01 Upon nomination of the Bishop, a Registrar of the Diocese shall be elected for a term of three years by the Convention, to receive and preserve the Journals of the Convention of this Diocese, the Journals of the Convention, such other records as belong to the Convention, and all Parishes registers, documents and papers belonging to the Diocese, the Standing Committee or other Diocesan bodies or officers and not yet required to be kept by any other persons or officer.

9.02 Upon nomination of the Bishop, a Historiographer of the Diocese shall be elected for a term of three years by the Convention, to collect and preserve such materials as can be obtained relative to the history of the Diocese, its Bishops, Parishes, Missions, institutions and undertakings, and so to arrange, catalog and classify all such books, documents, photographs and papers is the custody of the Historiographer as to make their contents accessible for reference and research.

9.03 The offices of Registrar and of Historiographer may be held by one person. Whenever a vacancy shall occur in the office of Registrar or of Historiographer, it shall be filled by the Executive Council, upon nomination of the Bishop, until the next stated meeting of the Convention, at which time a successor shall be nominated by the Bishop and elected by the Convention for the balance of the term.

9.04 The Diocese by action of the Bishop and Council shall provide a suitable place for the storing and safekeeping of the records, books, documents, and other materials in the custody of the Registrar and of the Historiographer, all of which shall remain the property of the Diocese, shall be kept in the place so provided, shall be made accessible and available for research and other appropriate purposes to persons approved by the Bishop under such rules as may be reasonably established, and shall be delivered to the custody of a duly elected successor.

CANON 10

OF THE CHANCELLOR OF THE DIOCESE

10.01 The Chancellor of the Diocese shall be confirmed by a majority vote of the Convention upon appointment by the Bishop for a term of three years or until a successor is elected by the Convention or Executive Council as provided herein.

10.02 The Chancellor shall be an adult communicant in good standing within the Diocese and licensed to practice law in the Commonwealth of Kentucky.

10.03 The Chancellor shall be the legal advisor of the Bishop, the Standing Committee, the Executive Council, the Convention and, at the Bishop's request, other administrative bodies of the Diocese. The Chancellor shall render legal advice to Parishes or Missions at the request of the Bishop.

10.04 The Vice Chancellor of the Diocese shall be confirmed by a majority vote of the Convention upon appointment by the Bishop for a term of three years. The qualifications of the Vice Chancellor shall be identical to those of the Chancellor. The Vice Chancellor shall carry out such duties as assigned by the Bishop or Chancellor. In the case of absence, disqualification or inability for any reason of the Chancellor to serve, or in the case of a vacancy in the office of Chancellor, the Vice Chancellor shall have all the duties, power, and rights of the Chancellor.

10.05 The Chancellor and Vice Chancellor shall have voice and vote at the Convention and Executive Council.

10.06 Whenever a vacancy shall occur in the office of Chancellor or of Vice Chancellor during recess of the Convention, it shall be filled by the Executive Council, upon nomination of the Bishop, until the next stated meeting of the Convention, at which time a successor shall be appointed as provided in 10.01 or in 10.04 for the balance of the current term.

10.7 With the advice and consent of the Convention or of the Executive Council, the Bishop may appoint such Deputy Vice Chancellors with appropriate qualifications as may be reasonably necessary in order to adequately serve the needs of the Diocese for legal advice. Deputy Vice Chancellors shall serve from the time of their appointment until the adjournment of the annual meeting of the Convention next following their appointment.

10.8 If the Chancellor or Vice Chancellor is called upon to give legal advice on a matter which creates an ethical conflict of interest, they may provide

legal advice if in accordance with applicable ethical standards or legal advice may be provided through a designated Deputy Vice Chancellor.

Amended 2009

CANON 11

OF DEPUTIES TO GENERAL CONVENTION AND TO THE PROVINCIAL SYNOD

11.01 Not later than the year preceding the year of the General Convention for which they are chosen, four Presbyters or Deacons canonically resident in the Diocese and four members of the Laity shall be elected by ballot as Deputies to the General Convention, for the term of three years, and in the same manner, four Presbyters or Deacons and four members of the Laity, having qualifications required of Deputies, shall be elected Alternate Deputies. The term of those elected shall begin immediately upon election and shall continue until their successors are duly elected.

11.02 (a) The Convention shall determine expressly by the number of votes received by each, the order in which both Deputies and Alternates have been elected, and in which their name shall appear in their testimonials and in lists of them published in the Journal.

(b) Immediately after the close of Convention, the Deputies and Alternates shall meet and select the Chair of the Deputation and shall further select a replacement in case a vacancy occurs. If no replacement is so selected, the same may be appointed by the Ecclesiastical Authority of the Diocese.

11.03 As soon as any Deputy-elect shall determine the inability to attend the General Convention, the Deputy shall signify such inability to the Bishop, or, if there be no Bishop, to the Standing Committee, and the Bishop or the Standing Committee, as the case may be, shall supply the vacancy so arising from the appropriate list, whether clerical or lay, of Alternate Duties, in the order which such Alternate Deputies were elected. In case there should still be a vacancy, the same may be supplied by appointment by the Ecclesiastical Authority of the Diocese.

11.04 Deputies to the General Convention shall also serve as Deputies to the Provincial Synod.

11.05 If not enough Deputies or Alternates to the General Convention can attend the Provincial Synod, the Ecclesiastical Authority may appoint appropriate numbers of Clergy and Laity to attend.

11.06 When Ordinances of the Fourth Province provide for auxiliary representation, the same may be supplied by appointment by the ecclesiastical Authority at its discretion.

11.01 and 11.02 Amended 2022

CANON 12

OF THE DEAN OF LEXINGTON

12.01 The Dean of the Cathedral Church of St. George the Martyr shall be elected or appointed as provided by Canon 23 of the Canons of the Diocese of Lexington.

12.02 If there be no other cathedral church in the Diocese of Lexington, the Dean of the Cathedral Church of St. George the Martyr shall be the Dean of Lexington.

12.03 In the event there be more than one cathedral church on the Diocese of Lexington, the Bishop shall appoint the Dean of Lexington subject to confirmation by a majority vote of the Convention, to serve as Dean of Lexington for such period of time as may be determined by the Bishop of Lexington and at the pleasure of the Bishop of Lexington, but only for so long as remaining the Dean of a cathedral church in the Diocese of Lexington.

(CANON 13 INTENTIONALLY RESERVED)

(CANON 14 INTENTIONALLY RESERVED)

III. MISSIONS, PARISHES, THE CATHEDRAL CHAPTER

CANON 15

OF DIOCESAN MISSIONS

15.01 The Bishop has authority to establish and to name Missions at his discretion. It shall be also competent for ten or more adult confirmed communicant canonically entitled to vote, to be organized as a Mission, upon written application signed by all persons so desiring to organize and approved by the Bishop, or, if there be no Bishop, the Standing Committee, which application shall be made in the following form:

APPLICATION TO THE BISHOP

We, the undersigned residents of _____, or its environs, County of _____, Diocese of Lexington, being desirous of obtaining the services of The Episcopal Church, and ready according to our several abilities, to sustain the Church, request you to provide for us as you may deem appropriate and expedient. We declare ourselves, individually and collectively, ready to do whatever may be necessary to establish and sustain the regular worship of the Church and to promote its influence in our neighborhood; and we promise conformity to the doctrine, discipline, liturgy, rites and usages of The Episcopal Church. We put ourselves under your charge and will reverently obey your authority. We promise conformity to the Constitution and Canons of The Episcopal Church and of the Diocese of Lexington. We, therefore, hereby ask to be organized as a Mission under the following name: _____ Mission.

Furthermore, we do hereby stipulate and agree to raise us, and to faithfully disburse in accordance with the rules and regulations of the Executive Council each year, a sum toward the support of the Diocese, together with a sum toward the amount necessary for our support. And we now agree for the first year to pay $_____ annually in monthly installments.

15.02 The Vicar or Minister in Charge shall be appointed by the Bishop and shall serve at the pleasure of the Bishop. The Bishop shall also appoint the following officers for the first year and thereafter unless the Bishop shall otherwise consent: the Bishop's Warden, a Secretary (or Clerk) and Treasurer. Such officers and any other persons appointed by the Bishop shall constitute the members of the Bishop's Committee. The Bishop may, from time to time, consent to the congregation electing its own officers and Bishop's committee. The Bishop's Committee and officers shall have the same powers and perform the same duties canonically assigned to the officers and Vestry of a Parish except that they serve at the pleasure of the Bishop and they shall not elect or call a Vicar or Minister in Charge.

15.03 There shall be an Annual Meeting of the Mission. All provisions respecting the annual or special meeting of a Parish shall be applicable the meetings of the Mission (substituting “Vicar” for “Rector,” “Bishop’s Warden” for “Senior Warden” and other similarly necessary interpretations) unless specifically otherwise provided by Constitution or Canon. Two Lay Deputies to the next annual Convention of the Diocese of Lexington and as many as two alternates shall be elected at each Annual Meeting of the Mission from members of the Mission who are confirmed communicants in good standing, one of whom shall be a member of the Bishop’s Committee with remaining term of at least one year.

15.04 Title to real property of any Mission shall be vested in the corporation, The Episcopal Church in the Diocese of Lexington, Inc.

CANON 16

OF NEW PARISHES

16.01 Twenty-five or more adult confirmed Communicants Canonically entitled to vote may associate themselves together to make application to be admitted into union with the Convention as a Parish. Any such application shall be submitted to the Bishop at least thirty days prior to the opening session of the next regular meeting of the Convention in writing in the following form:

ARTICLES OF ASSOCIATION
WITH THE DIOCESE OF LEXINGTON
OF
_____ PARISH
_____, KENTUCKY.

The undersigned persons, adult confirmed communicants of The Episcopal Church and resident in or near the above named community, have (with others) associated together for the purpose of organizing a Parish according to the Doctrine, Discipline and Worship of The Protestant Episcopal Church in the United States of America, in the Diocese of Lexington, and do hereby declare the following to be the articles and conditions of their association with the Diocese of Lexington:

(1) The legal name of this Parish shall be: The Rector, Wardens, and Vestry of _____ Parish.

(2) The Parish acknowledges and accedes to the Constitution, Canons, Doctrine, Discipline, and Worship of The Episcopal Church and of the Diocese of Lexington.

(3) The affairs of this Parish shall be conducted by the Vestry, consisting of the Rector, Wardens, and Vestry thereof according to the Constitution and Canons of the Church. The Rector, when present, shall preside at the meetings if the Vestry.

(4) The Rector of this Parish shall be elected by the Wardens and Vestry in meetings, duly convened for that purpose, and open to communicants of the Parish to the extent possible while protecting the needs of the candidates for confidentiality.

(5) The Wardens and Vestry shall all be registered, adult confirmed communicants in good standing of the Parish.

(6) The title to all real estate now owned or hereafter acquired by this Parish shall be vested as required by the Canons of the Diocese.

(7) All real estate now owned or hereafter acquired by this Parish shall be held, sold, transferred, alienated, conveyed, mortgaged or encumbered, in whole or in part, only in conformity with the Constitution, Canons, Doctrine, Discipline and Worship of The Episcopal Church and of the Diocese of Lexington.

(8) Funds are prospectively available to pay the entire stipend, allowances, premiums and pension premiums of the Rector or Minister in Charge for the next year, and for the appointment of or commitment to the Diocesan Budget. Provision has been made for the current payment of all expenses to be incurred on connection with the operation and maintenance of the Church buildings and equipment, and for the orderly and full payment of any indebtedness, so that the Diocese shall have no liability therefor.

(9) A copy of the by-laws and of any other organizational or operational documents of the congregation or of those proposed to be adopted upon the establishment of the congregation as a Parish is attached hereto, and shall be reviewed and approved by the Bishop with consultation of the Chancellor.

16.02 If, upon presentation of these Articles and approved by the Bishop, the Convention gives its consent, the Parish shall be accounted duly established.

CANON 17

OF PARISHES AND VESTRIES

17.01 A Parish is one congregation capable of self-support, such self-support shall consist of the maintenance of its place (or places) of worship, the provision of an adequate living for its minister or ministers at least equal to the minimum stipend and allowances then currently established for Mission Clergy (no Parish may call a non-stipendiary Priest to be its Rector), the payment of all assessments which may be levied upon it in accordance with the Canons for the support of the Diocese including a suitable contribution to the missionary program of the Diocese and the General Church and for The Church Pension Fund, and the defrayal of its other current operation expenses, all from its own local resources without assistance from diocesan funds. Each Parish shall be governed by the provisions of the form of Application as set forth in canon 16, without regard to whether such an application was filed.

17.02 (a) With approval of the Bishop, two or more Parishes or, with the approval of the Bishop and of the Convention, two or more congregations capable of self-support as defined on 17.01, and, in either event, so situated as to permit convenient administration as a unit, may unite as a single Parish. Any parish which consists of two or more congregations shall adopt by-laws providing, within the Parish organization, for a proper degree of local autonomy of each of its component congregations, and for representation of each on the Parish Vestry. Such by-laws shall be subject to approval by the Ecclesiastical Authority.

17.02(b) Any Congregation in the Diocese that desires to enter a cooperative or joint ministry with an ecumenical congregation that involves shared use of building(s), resources, and/or personnel; and which ecumenical congregation is in good standing in a denomination that is in full communion with The Episcopal Church, shall draft a proposed Covenant and Bylaws for said relationship. Said Covenant and Bylaws must be reviewed by the Chancellor and is subject to the approval of the Bishop.

(a) The Covenant and Bylaws shall contain, at least:

1. The method of selection of the leadership that will be shared by the new Congregation, including ordained clergy and licensed lay ministries;

2. The method of financing the Congregation, including the shared lay and ordained leadership;

3. The method by which the new Congregation’s governing body is chosen;

4. The responsibilities of the Congregations' governing body and the Wardens and Vestry and/or Officers and Leadership Council of each of the member Congregations, and;
5. The method by which individual Congregations may associate with or disassociate from the Area Ministry.

The Covenant and Bylaws shall be approved by a two-thirds majority vote by each Vestry or Bishop's Committee of the individual Congregations and shall be subject to the approval of the Chancellor and Bishop.

Any such Covenants and Bylaws shall be subject to all provisions of the Constitution and Canons of The Episcopal Church and this Diocese

17.03 (a) Each Parish in union with the Convention of the Diocese shall on the first convenient day not later than January 31 in each calendar year, or within the preceding quarter, at the Annual Parish Meeting elect by ballot from the members of the Parish who are sixteen years of age or older and are confirmed communicants in good standing not less than three nor more than fifteen persons to serve as members of the Vestry for a term of not less than one year nor more than three years, and until their successors be elected and qualified. A member of the Vestry having served for three consecutive years shall be ineligible to again be elected a member of the Vestry until after a year shall have elapsed. A Parish may, by resolution adopted by a majority of the qualified voters at a Parish Meeting upon prior notice provide for a rotation in office of the members of the Vestry by providing for staggered terms so that one-third of the members of the Vestry are elected annually. There shall also be so elected from members so qualified four Lay Deputies to the next annual Convention of the Diocese of Lexington, one of whom shall be a member of the Vestry with the remaining term of at least one year, and may elect as many as four alternates, and two representatives to the Greater Cathedral Chapter shall also be elected at the Annual Parish Meeting from such members of the Parish. Three qualified voters shall be appointed as judges of the election and shall certify the election results in writing delivered to the Rector or Minister in Charge. Disputed elections shall be appealed to the Standing Committee, whose judgment shall be final. Reports shall be presented to the Annual Parish Meeting by the Rector, Vestry, the Wardens, Treasurer and all other officers of the Parish.

17.03 (b) With the advice and consent of the Bishop of Lexington or of the Standing Committee in the event of a vacancy on the office of Bishop, the Vestry of a Parish during the time of a vacancy in the office of Rector and an ongoing search process may determine to postpone for a period of time not to exceed six (6) months the election of new members of the Vestry, extending the terms of those members of the then current Vestry whose terms would normally have expired. In that event, a special meeting of the Parish shall be held not later than six (6) months following such Annual Meeting, the purpose for which special meeting shall be the election of members of the Vestry replacing those whose extended terms shall then have

expired and any other vacancies and for such other appropriate purposes of which notice is given the members of the Parish.

17.04 Qualified voters at a Parish meeting shall be (a) all those who are confirmed communicants in good standing of the age of sixteen years or older, and (b) any other baptized persons of such age who are regular worshipers in the Parish and who for six months immediately preceding the meeting have been regular contributors to the support of the Parish.

17.05 No vote shall be cast by proxy at any meeting of the Parish or Vestry.

17.06 The Rector or one appointed by the Rector, or in the case of a vacancy in the office of Rector, the Senior Warden, or in the absence of these, some adult communicant then selected shall preside over meetings of the parish. Special meetings of the Parish may be called by the Rector or by a majority of the Vestry, or in the case of a vacancy on the office of Rector, by the Senior Warden.

17.07 Notice of any Parish meeting shall have been posted in the main Parish building and shall be announced at a public service at least two weeks prior to the meeting.

17.08 Vacancies occurring in a Vestry during the term of office of its members shall be filled by majority vote of the remaining members of the Vestry present at the meeting, and members so elected shall serve until the next Annual Parish Meeting, and until their successors be elected and qualified. Resignations and vacancies shall be acted upon separately and filled in order so that at no time shall a parish be without a Vestry of at least the minimum required number of members. In the event the Vestry and Clergy of a Parish are unable to resolve any dispute involving the composition of the Vestry or the competency of any member, the dispute shall be appealed to the Standing Committee whose judgment shall be final.

17.09 The Rector of a Parish shall have control of the worship and of the spiritual interests of the Parish, subject to the Rubrics of the Book of Common Prayer, the Constitution and Canons of the General Church and of the Diocese, and the godly council of the Bishop. It shall be the duty of the Rector to keep all records required by General Canons and these Canons and by the Ecclesiastical Authority, and to take order concerning the worship of the Parish, together with all that pertains thereto. The Rector may appoint (subject to the approval of the Bishop as may be required by Canons of the General Church), from time to time, fit persons to assist in all duties which may be canonically performed by lay persons, and, if the expenditure be authorized by the Vestry, may employ assistant clergy (subject to the approval in writing of the Bishop) and staff. The Rector shall be, at all times, entitles to access to the church, to open the same public worship, for catechetical or other

religious, marriages, baptisms, burials, and all other offices authorized by The Episcopal Church. The Rector shall have spiritual control of all church schools, and other educational and charitable associations connected with the Parish. The Rector shall be a member of the Vestry and shall preside at all Parish and Vestry Meetings unless another may preside by authorization of the Canons of the Diocese or of the General Church.

17.10 The duty of the Vestry is to take charge of and regulate the temporal affairs of the Parish, and to fully report the financial condition of the Parish at the Annual Parish Meeting, to sustain and further the mission of the Church, and to cooperate with the Rector for the promotion of the Spiritual cure and to assure the proper support of the Rector through stipend and allowances.

17.11 A majority of the members of the Vestry shall constitute a quorum for the transaction of business, unless the by-laws of the Parish provide for a greater number. At its first meeting each year, the Vestry shall elect from their number upon the nomination of the Rector (or upon their own nomination if there be a vacancy in the office of Rector), the Senior Warden, and upon their own nomination, the Junior Warden and the Clerk. At that meeting the Vestry shall also elect the Treasurer, who need not be a member of the Vestry, and who shall receive and account for all funds of the Parish except communion alms, and shall disburse the same as ordered by the Vestry, and to deliver all funds and records to the successor Treasurer.

17.12 The Rector or the Senior Warden, or in the absence of both, the junior Warden, or a number of members of the Vestry equal to the quorum, may call a special meeting of the Vestry, affording at least twenty-four hour notice to all members of the Vestry, which notice shall specify the purpose for and time and place of the meeting.

17.13 (a) Except as provided by Canon 17.13 (b) hereof, whenever any Parish shall cease to be self-supporting, or shall accept monetary aid from the Diocese or from the General Church, or from any source outside the Parish, toward the payment of the salary or compensation of the Rector as such, the Convention may by resolution relegate such Parish to the status of a Mission, provided, however, no such resolution shall be adopted on the date of its introduction to the Convention. A Parish may voluntarily apply in writing to the Bishop to be relegated to the status of Mission, to which the Bishop may agree by written judgment. Upon such relegation of a Parish to Mission status by action of the Convention or by Judgment of the Bishop, a certified copy of the Resolution or Judgment shall be forwarded promptly to the Vestry of the Parish, whereupon the Parish shall be a Mission and shall be governed by the provisions of the Constitution and Canons concerning Missions, the Vestry shall be the Bishop's Committee, and the Rector shall be the Vicar subject to removal by the Bishop as provided on these Canons.

17.13 (b) In the event the Rector, Wardens, and Vestry of a Parish of the Diocese determines the congregation is temporarily not able to comply with the provisions of Canon 17.01 as provided by Canon 17.13 (a) hereof and determine that such condition is expected to continue for no longer than one year, then, in that event, the Rector, Wardens, and Vestry may petition the Bishop and the Convention (or the Executive Council if the Convention is not in session) for the temporary monetary support, stating in detail and with complete documentation as may be required by the Bishop, the Convention or Executive Council and the Department of Finance, the condition of the Parish and the factors and reasons for being unable to comply with these Canons. After due consideration, and being reasonably assured the Parish can again self-support within one year from the grant of monetary support, on such conditions as may be prescribed by the grant, the Convention or the Executive Council may with the advice and consent of the Bishop make a grant of monetary support to the requesting Parish, so long as the Parish has previously conveyed its real property to the Diocese or does so as a condition of the grant, whereupon the Parish shall be deemed an “Aided Parish,” with the ecclesiastical status of a Parish. In the event the Aided Parish has shown to the satisfaction of the Bishop and the Executive Council substantial progress in its plan toward compliance without having achieved self-sufficiency, the grant may be extended by the Executive Council with the consent of the Bishop for no longer than one additional year. In the event the Aided Parish does not return to compliance with this Canon 17 within the one year period or the extended period of no longer that one additional year, the Aided Parish shall thereupon without further action of the Bishop or the Convention have the status of a Mission as provided by Canon 17.13 (a) hereof.

17.02(b) Added 2022

CANON 18

OF THE READING CAMP

18.01 Reading Camp is hereby approved and confirmed as a ministry of the Diocese of Lexington.

18.02 The purpose of Reading Camp is to provide ministry to at-risk 3rd-5th grade children who are reading below grade level. This ministry shall consist of the operation and/or oversight of summer camps that provide individual, intensive reading instruction and extracurricular recreational activities that advance skill levels by encouraging exciting interdisciplinary associations, building self-confidence, connecting campers to the world around them and developing a love of discovery and learning.

18.03 There shall be a Board of Oversight (hereinafter referred to as the Board) of Reading Camp. It shall consist of (1) the Bishop of Lexington, ex officio and 9 elected members, who do not have to be communicants of the Episcopal Church.

18.04 Members of the Board serving at the time this Charter is enacted shall remain members until their successors are elected pursuant to this charter. At least 9 members shall, upon the nomination of the Bishop be elected by the Convention each year, for terms of three years each, so that one-third (1/3) of the elected membership shall be annually elected. No elected member shall serve more than 1 consecutive three-year term. Vacancies on the Board may be filled by appointment by the Bishop upon nomination by the Board to serve until the next Convention.

18.05 The duties of the Board shall be to oversee the execution of the above stated ministry of Reading Camp.

18.06 The Board may adopt procedural rules for the performance of its duties; provided, however, the rules so adopted shall not be in conflict with any action taken by the convention or with the Constitution and Canons of the Episcopal Church and the Diocese of Lexington. A copy of the by-laws or procedural rules shall be filed with the Secretary of the Convention.

The Board may elect its own officers and assign responsibilities to them pursuant to its procedural rules.

18.07 The Director of Reading Camp is an employee of the Diocese of Lexington and shall be appointed by the Bishop in consultation with the Board. The Director is accountable to the Board for carrying out the ministry of Reading Camp

within the confines of its budget; however, the Bishop shall have the final authority for hiring, termination, and discipline.

18.08 The Reading Camp Board shall prepare an annual budget for its operation in accordance with the procedures established by the Executive Council for the preparation of the Diocesan budget. There shall be an annual audit of the account(s) of Reading Camp.

18.09 The Board shall make periodic written reports to each Executive Council Meeting and an annual report to the Convention.

Effective February 26, 2014

CANON 19

OF RECTORS AND OTHER CLERGY

19.01 Whenever the office of Rector of a Parish shall become vacant it shall be the duty of the Vestry to give immediate notice thereof to the Bishop, or there be no Bishop, the President of the Standing Committee.

19.02 If the Vestry shall during the vacancy fail for a period of thirty days to make provision for services, the Bishop shall have the power to send such clergy as may be at his disposal for that purpose, and, in all such cases, the Clergy so sent shall have access to the Church.

19.03 If the office of Rector of a Parish becomes vacant, it is the duty of the Vestry to seek the counsel of the Bishop and to call a Rector subject to the provisions of these Canons. No call shall be issued until thirty days after the identity of any Priest the Vestry proposes to call has been made known to the Bishop, and the Bishop shall have given his approval in writing, and the Vestry shall have met and considered any other communication from the Bishop. To ensure mutual understanding, prior to the installation of the Rector a written memorandum of the proposed agreements including provisions for stipend and allowances and any other covenants between the Rector and the Vestry shall be submitted to the Bishop for his comments.

19.04 All other Priest of a Parish shall be under the jurisdiction of the Rector, who shall have the power to appoint and dismiss them, provided, however, that the Rector may not appoint an assistant member of the clergy prior to having given to the Bishop thirty days notice of that intent and of the identity of the member of the Clergy. The stipend and allowances of any assistant shall be fixed by the Vestry.

19.05 A Priest or Deacon not Canonically resident in the Diocese may be called only with the prior, written consent of the Bishop. All Deacons canonically resident on the diocese may be assigned only by the Bishop.

CANON 20

OF THE COMMISSION ON MINISTRY

20.01 There shall be a Diocesan Commission on Ministry, consisting of not fewer than two Presbyters canonically resident on the Diocese and two Lay Persons, resident communicants of the Diocese, elected by the Annual Convention on nomination by the Bishop to hold office for three years. It shall be divided into classes, so that as nearly as may be the terms of one-third of the membership in each order may expire each year. They shall take office immediately upon election and shall serve until the successors are elected and qualified. Vacancies on the Commission occurring between elections shall be filled by the Bishop by appointment for the unexpired term. No member of the Standing Committee of the Diocese shall be eligible to serve on the Commission.

20.02 The Commission may adopt rules for its work, subject to the approval of the Bishop, provided the same are not inconsistent with the Constitution and Canons of the General Church and of the Diocese. These rules may include the Appointment of Committees to act on its behalf, provided the Bishop may reserve to himself the right and power to designate at least two learned Clerical members of the Commission to act on its behalf as a Board of Examining Chaplains.

20.03 The Commission shall assist the Bishop in matters pertaining to the enlistment and selection of persons for Ministry, and in the guidance and pastoral care of all Postulants and Candidates for Holy Orders.

20.04 The Commission shall assist the Bishop in the guidance and pastoral care of Deacons and Professional Church Workers.

20.05 The Commission shall assist the Bishop in matters pertaining to the continuing education of the ministry.

20.06 Under the guidance and oversight of the Bishop, the Commission shall overview each Candidate before his or her ordination, alike to the Diaconate and to the Priesthood, to ascertain readiness for ordination. The Commission shall report in writing and without delay the findings of its interviews to the Bishop and the Standing Committee.

20.07 In those cases where the conduct and evaluation of the examination of persons for Holy Orders is assigned to the Board of Examining Chaplains of the Diocesan Commission on Ministry, said Board, in the name of the Commission, shall make and file any report required by General Canons.

CANON 21

OF THE DISSOLUTION OF THE PASTORAL RELATION

21.01 Except upon mandatory resignation by reason of age, a Rector may not resign as Rector of a parish without the consent of its Vestry, nor may any Rector canonically or lawfully elected and in charge of a Parish be removed there from by the Vestry against the Rector's will, except as hereinafter provided.

21.02 If for any urgent reason a Rector or Vestry desires dissolution of the pastoral relation, and the parties cannot agree, either party may give notice in writing to the Ecclesiastical Authority of the Diocese. Whenever the Standing Committee is the Ecclesiastical Authority of the Diocese, it shall request the Bishop of another Diocese to perform the duties of the Bishop under this Canon.

21.03 Within sixty days of receipt of the written notice the Bishop, as chief pastor of the Diocese, shall mediate the differences between Rector and Vestry in every informal way which the Bishop deems proper and may appoint a committee of at least one Presbyter and one Lay Person, none of whom may be members of the Parish involved, to make a report to the Bishop.

21.04 If the differences between the parties are not resolved after completion of the mediation, the Bishop shall proceed as follows:

a. The Bishop shall give notice to the Rector and Vestry that a godly judgment will be rendered in the matter after consultation with the Standing Committee and that either party has the right within ten days to request in writing an opportunity to confer with the Standing Committee before it consults with the Bishop.

b. If a timely request is made, the President of the Standing Committee shall set a date for the conference, which shall be held within thirty days.

c. At the conference each party shall be entitled to representation and to present its position fully.

d. Within thirty days after the conference or after the Bishop's notice of no conference is requested, the Bishop shall confer with and receive the recommendation of the Standing Committee, thereafter the Bishop, as final arbiter and judge, shall render a godly judgment.

e. Upon the request of either party the Bishop shall explain the reasons for the judgment. If the explanation is in writing, copies shall be delivered to both parties.

f. If the pastoral relation is to be continued, the Bishop shall require the parties to agree on definitions of responsibility and accountability for the Rector and Vestry.

g. If the relation is to be dissolved:

1. The Bishop shall direct the Secretary of the Convention to record the dissolution.

2 The judgment shall include such terms and conditions including financial settlements as shall seem to the Bishop just and compassionate.

21.05 In either event the Bishop shall offer appropriate supportive services to the Priest and the Parish.

21.06 In the event of the failure or refusal of either party to comply with the terms of the judgment, the Bishop may impose such penalties as may be set forth in the Constitution and Canons of the Diocese, and in default of any provisions for such penalties therein, the Bishop may act as follows:

a. In the case of a Rector, suspend the Rector from the exercise of the priestly office until the Priest shall comply with the judgment.

b. In case of a Vestry, invoke any available sanctions including recommending to the Convention of the Diocese that the Parish be placed under supervision of the Bishop as a Mission until it has complied with the judgment.

21.07 For cause, the Bishop may extend the time periods specified in this Canon, provided that all be done to expedite these proceedings. All parties shall be notified in writing of the length of any extension.

21.08 a. Statements made during the course of proceedings under this Canon are not discoverable nor admissible on any proceedings under Title IV of the National Canons or of Canon 22 of the Diocese provided that this does not require the exclusion of evidence in any proceeding under the Canons which is otherwise discoverable and admissible.

b. In the course of proceedings under this Canon, if charge is made by the Vestry against the Rector that could give rise to a disciplinary proceeding under Title IV.1 or under Canon 22, all proceedings under this Canon shall be suspended until the charge has been resolved or withdrawn.

CANON 22

OF THE ECCLESIASTICAL COURT

22.01. Title IV. The ecclesiastical discipline of Members of the Clergy shall be governed by Title IV of the Canons for the Government of The Protestant Episcopal Church in the United States of America (the "Church"), as presently adopted and as hereafter amended by the General Convention. Terms and phrases used in this Canon shall have the meanings provided in the Constitution and Canons of the Church.

22.02. Disciplinary Board. (a) There is hereby established a court to be known as the Disciplinary Board consisting of seven (7) members, four (4) of whom shall at all times be Members of the Clergy canonically resident in a diocese of this Church in the Commonwealth of Kentucky, and three (3) of whom shall at all times be qualified adult communicants in good standing of a congregation of a diocese of this Church in the Commonwealth of Kentucky. Members of the Standing Committee shall not be disqualified for election to the Board.

(b) At each annual meeting of the Convention a sufficient number of qualified Clergy and adult communicants in good standing of the Diocese of Lexington shall be elected as needed to complete the composition of the Board for the coming year. Each member shall be elected for a three (3) year term and thereafter until his or her successor has been elected. The terms of the members shall commence on the first (1st) day following election. Members may be reelected for up to three (3) successive terms but no member shall be eligible for reelection for at least one (1) year after the end of his or her third (3rd) consecutive term. Partial terms shall not be considered in determining whether a member has served three (3) successive terms.

(c) In the event that a vacancy occurs between sessions of the Convention, the President of the Board shall notify the Bishop of the vacancy and request appointment of a replacement member of the same order as the member to be replaced. The Bishop shall appoint a replacement Board member who meets the eligibility requirements of Section 22.02(a) to complete the unexpired term.

22.03. Conflicts of Interest; Vacancies. (a) In any proceeding under Title IV and this Canon, if any member of a Conference Panel or Hearing Panel shall become aware of a personal conflict of interest or undue bias, that member shall immediately notify the President of the Board and request the appointment of a replacement member of the Panel. Respondent, Respondent's Counsel and the

Church Attorney shall have the right to challenge any member of a Panel for conflict of interest or undue bias by motion to the Panel for disqualification of the challenged member. The members of the Panel not the subject of the challenge shall promptly consider the motion and determine whether the challenged Panel member shall be disqualified from participating in that proceeding. In the event that the non-challenged Panel members split equally concerning the challenge, the President of the Disciplinary Board shall cast the deciding vote.

(b) In the event a member of a Conference Panel or a Hearing Panel who was identified to hear a pending case withdraws as the result of a personal conflict of interest or as a result of a challenge, no vacancy will be created on the Board but the President of the Board shall request the Bishop, who following consultation with the Standing Committee, shall appoint a replacement Panel member for the pending case. The replacement may be another member of the Disciplinary Board of this Diocese or a member of the Disciplinary Board of the Diocese of Kentucky and such appointee may serve on the Panel until the conclusion of the Panel's involvement with the pending case.

22.04. Intake Officer; Intake Journal. (a) Within thirty (30) days following the annual Convention, the Bishop shall appoint either a member of the Clergy or an adult communicant in good standing in the Diocese to serve for the following year as Intake Officer and shall convey the name of such person to the Secretary and the Chancellor. The Bishop shall announce the name of the Intake Officer in appropriate diocesan publications and the Bishop and the Intake Officer shall jointly and severally publicize the methods and means of reporting or forwarding information concerning potential Offenses to the Intake Officer. Following the appointment of the initial Intake Officer, he or she shall create an Diocesan Intake Journal, which shall be maintained on a permanent basis and in which the Intake Officer, and each succeeding Intake Officer, shall record the date and all initially received specifications concerning every allegation of an Offense forwarded to the Intake Officer, including the name(s) of Member(s) of the Clergy involved, the name(s) of all Injured Persons, the name of the Complainant(s) and witnesses, if any. Following the final resolution of every allegation of an Offense, the Intake Officer shall record the date and nature of the resolution in the Intake Journal. The information recorded in the Intake Journal shall be kept confidential except for purposes of administration of proceedings under Title IV or except as otherwise provided in Title IV.

(b) Within two (2) months following each Annual Convention, the Chancellor shall convene an organization meeting of the Board and the Intake Officer. At the meeting the members of the Board shall elect from among themselves by majority vote, one (1) person to serve as President of the Board for a one-year term and the Chancellor shall familiarize the members of the Board with the provisions of Title IV and this Canon. Following the organization meeting, the President of the Board and the Intake Officer shall compile a proposed roster of persons who would be qualified

to serve, if and when needed, as Advisors, Investigators and Conciliators for pending cases and the Intake Officer shall provide the names of such persons to the Bishop.

22.05. Investigator. The Bishop shall appoint, in consultation with the President of the Board, one or more persons, each of whom has advised the Bishop that he or she will agree to serve, upon request, as an Investigator. Investigators may, but need not be, members of the Church.

22.06. Church Attorney. The Bishop shall annually appoint an attorney or attorneys who are Members of the Church and are licensed to practice law in the Commonwealth of Kentucky to serve as Church Attorney(s) for the following calendar year. The person(s) so selected need not reside within the Diocese. In the course of his or her duties a Church Attorney may consult with the President of the Board. The Bishop, following consultation with the Standing Committee, may remove a Church Attorney from office at any time.

22.07. Adviser. The Bishop may appoint a qualified person as an Advisor for every Complainant. The Bishop shall make a qualified Advisor available for every Respondent before the imposition of any restriction on ministry or placement on Administrative Leave, or before the Respondent is called upon to respond to a Complaint. Persons serving as Advisors shall hold no other appointed or elected position provided for under this Title, and shall not include the Chancellor, Vice Chancellor or Deputy Vice Chancellors of this Diocese or any person likely to be called as a witness in the proceeding relating to the Complaint.

22.08. Board Clerk. The Board shall appoint a Board Clerk to assist the Board with records management and administrative support. The Clerk may be a member of the Board.

22.09. Costs. (a) The Diocese shall, subject to approval by the Executive Council, reimburse the reasonable costs and expenses of: the Board; the Intake Officer; the Investigator; the Church Attorney; Advisors appointed or made available by the Bishop; the Board Clerk; the Conference Panel; the Hearing Panel; and a coordinator of pastoral response, all subject to approval by the Executive Council.

(b) If either a final Order dismissing a Complaint or an Accord approved by the Bishop contains a finding that the Complaint was frivolous or not brought in good faith by the Complainant, the reasonable defense fees and costs incurred by the Respondent may be paid or reimbursed by the Diocese, subject to approval by the Executive Council.

22.10. Certification and Preservation of Records. (a) Records of all active proceedings before a Hearing Panel, including the period of any pending appeal, shall be certified by the President of the Panel and shall be preserved and maintained in the custody of the Board Clerk, or the Diocesan offices.

(b) The Bishop shall make provision for the permanent storage of records of all proceedings under this Canon and Title IV in, or under the control of, the Diocesan office and in the Archives of the Church, as prescribed in Title IV.

22.11. Meetings. Any meeting required under Title IV and this disciplinary Canon, other than proceedings before a Hearing Panel at which evidence may be taken or examined by the Hearing Panel, may be conducted either in person or through telephonic or other electronic communications equipment by means of which all persons participating in the meeting can hear each other at the same time.

22.12. Legal Expertise. When appointing members of a Hearing Panel the President of the Board shall endeavor to ensure a level of legal expertise among or for its members.

22.13. Resources Shared With The Diocese of Kentucky. This Canon has been entered into in accordance with an understanding between the Bishop of this Diocese and the Bishop of the Diocese of Kentucky. The Bishop of this Diocese and the President of the Board appointed pursuant to this Canon may develop and share resources for the implementation of, and proceedings under, Title IV with their counterparts in the Diocese of Kentucky

22.14. Transition Provisions. Canon 22, as amended hereby, shall be effective on July 1, 2011, at which time the Ecclesiastical Court of the Diocese of Lexington, formerly provided for, shall cease to exist, the terms of the members thereof shall expire and the terms of the newly elected members of the Disciplinary Board shall commence. The Disciplinary Board shall be filled by electing two clergy members and one lay member shall be elected for three-year terms, one clergy member and one lay member for two-year terms, and one clergy member and one lay member for one-year terms at the Diocesan Convention in 2011. At the expiration of the initial terms, members of the Disciplinary Board shall be elected for three-year terms.

Amended 2011

CANON 23

THE CATHEDRAL DOMAIN

23.01 The Cathedral Domain is hereby approved and confirmed as a ministry of the Diocese of Lexington.

23.02 The purposes of the Cathedral Domain shall be:

1. To furnish the Diocese of Lexington, through the Cathedral Church of Saint George the Martyr, and its associated activities, with a truly non-parochial center, belonging to each Parish and Mission equally, and serving them all.

2. To make the Cathedral Church a spiritual foundation around which may grow a camp, retreat, and recreation center for the people of the Diocese of Lexington, and of the Commonwealth of Kentucky, under the direction of the Protestant Episcopal Church in the United States of America.

3. To be a center of evangelism and life-long Christian formation.

4. To serve as a place of retreat, where our people may go single or in organized groups for spiritual exercise and refreshment.

5. To maintain and conduct subject to the policies and procedures established from time to time by The Cathedral Domain Board, camps for pre-school through high school young people, where they may receive the best modern camp development under the fostering care of their Church.

23.03 That plot and parcel of ground located in Lee County, Kentucky, title to which is held by the Episcopal Church in the Diocese of Lexington, Inc. for the Women's Auxiliary (now The Episcopal Church Women) to the Diocese, known as the Patterson Farm, and now under perpetual grant from the Women's Auxiliary of the Diocese of Lexington for the purpose outlined in Canon 23.02 of this Charter, and such other plots or parcels of ground as have hereby been designated as The Cathedral Domain of the Diocese of Lexington, shall be administered by Executive Council and the Bishop with the advice of The Cathedral Domain Board.

23.04 The Episcopal Church in the Diocese of Lexington, Inc., a Kentucky corporation with its principal office in Lexington, Kentucky, shall be empowered to receive gifts or money and property real or otherwise, and to hold title

to the same for the benefit and development of the Cathedral Domain, as may be directed by the Bishop and the Executive Council upon the advice of The Cathedral Domain Board, subject to the provisions of the Constitution and Canons of the Diocese.

23.05 The Cathedral Domain Board shall be established and empowered in Canon 27.

23.06 The Dean of the Cathedral Church of St. George the Martyr shall be the chief Pastor of the Cathedral Church of Saint George the Martyr, and shall have charge and direction, with the advice and consent of the Bishop, for all public worship at the Cathedral Domain.

Amended 2014
Amended 2022
23.02(6) Removed 2022

CANON 24

OF DIOCESAN SCHOOLS

24.01 An Episcopal School is hereby defined as any institution heretofore of hereafter established and operated within the Diocese of Lexington for the nurture and education of young persons below the collegiate level, by a member or an association of members, voluntary or incorporated of the Episcopal Church. The recognition of an Episcopal School, so defined, shall rest with the Bishop of Lexington, who may from time to time issue a list of recognized schools.

24.02 No individual shall be excluded from attendance upon, or participation in, the program of any such institution because of race, color, or ethnic origin.

24.03 Every Episcopal School shall obtain and retain the approval of the Department of Education of the Commonwealth of Kentucky, or other appropriate civil authority.

CANON 25

OF THE DISSOLUTION OF THE PASTORAL RELATION

25.01 Except as provided in Canon III.20. Sec.10. Of the Canons of the National Church, the pastoral relation may be dissolved at any time by the joint consent of the Minister and the Vestry.

25.02 In case either the Minister or the Vestry for any urgent reason propose to the other a dissolution of the pastoral relation, and the parties should not agree in respect to it, either party may give a written notice of such disagreement to the Bishop, or, if there be no Bishop, to the President of the Standing Committee. If the Bishop fails to settle the disagreement by his godly judgment alone, or if he should decline to consider it without counsel, he may call for the fails to settle the disagreement by his godly judgment alone, or if he should decline to consider it without counsel, he may call for the advice and consent of the Standing Committee, or of the Presbyters thereof only, if both parties agree in writing to this limitation, and proceeding with its aid and counsel, he shall be the ultimate arbiter and judge of the matter. If there be no Bishop or if he be incapable of acting, the Standing Committee shall select any Bishop of this Church to perform the duties imposed upon the Bishop by this Canon, and with like force and effort. The judgment shall be either that the pastoral relation shall cease and determine at a time and upon terms therein specified, or that the said relationship shall not be terminated, and shall be binding upon both parties. A refusal of the Minister to comply with the terms of such judgment shall not extend the time of such pastoral relation beyond the time fixed in said judgment, but shall subject him to interdiction by the Bishop from all ministerial functions within the Diocese. A refusal of the Parish to so comply shall disqualify it from representation in the Convention until it shall have complied with such judgment and shall have given satisfactory evidence of such compliance.

25.03 In no case shall the pastoral relation be dissolved without consent of the Minister until all moneys owing to him by the Parish shall have been paid or settled to his satisfaction.

CANON 26

TEMPORARY SUPPLY OF VACANT PARISHES

26.01 If there be a vacancy in a Parish, the Vestry shall immediately notify the Bishop, or if there be no Bishop, the President of the Standing Committee, who, if the Authorities of the Parish shall for thirty days have failed to make provision for services, shall take such measures as he may deem expedient for the temporary maintenance of divine services therein.

26.02 If the Vestry of such Parish shall not make reasonable efforts to fill such vacancy within three months after it occurs, the Bishop shall at the expiration of such period appoint a Minister in charge of such Parish to serve for the period of one year, and until such vacancy is filled by the Vestry.

CANON 27

OF THE CATHEDRAL DOMAIN BOARD

27.01 The Cathedral Domain Board (the "Board") shall consist of twelve (12) persons. At least four members shall, upon the nomination of the Bishop, be elected by the Convention each year, for terms of three years each, so that one-third of the elected membership shall be annually elected. No elected member having served two three-year terms shall be eligible for election to an immediately succeeding term. All elected members shall serve until a successor is installed. Each year the Bishop shall designate one of the twelve members as Chair of the Board. Vacancies shall be filled by appointment of the Bishop for the remainder of the unexpired term. The action of a majority of those so elected and of those who are members under 27.02, in the aggregate, shall constitute the action of the Board. If a member shall fail to attend two meetings of the Board without good cause in a calendar year, that member shall be deemed to have resigned from the Board and the vacancy created thereby shall be filled as herein set forth.

27.02 The Bishop and the Bishop's designee, if any, shall be Ex Officio members of the Board.

27.03 The Board may adopt procedural rules for the performance of its duties; provided however, the rules so adopted shall not be in conflict with any action taken by the Convention or with the Constitution and Canons of the Episcopal Church and the Diocese of Lexington. The Board may elect its own officers and assign responsibilities to them pursuant to its procedural rules. A copy of the procedural rules shall be filed with the Secretary of the Convention.

27.04 The Board, in consultation with the Director of the Domain, may from time to time recommend that Executive Council adopt, rules, regulations, policies, and procedures governing use of the Domain.

27.05 The Director of the Cathedral Domain is an employee of the Diocese of Lexington and shall be appointed by the Bishop in consultation with the Board. The Director is accountable to the Board for carrying out the purposes and ministry of the Domain within the confines of its budget; however, the Bishop shall have the final authority for hiring, termination, and discipline.

27.06 The Board shall meet at the call of its chair at least six times annually or at the call of the Bishop.

27.07 The Board shall file with the Executive Council a copy of the minutes of each meeting and shall file a written report with the Convention at each of its Annual Meetings.

27.08 Subject to the advice and consent of the Bishop and Executive Council, in order to develop, plan and implement a financially sustainable ministry, the Board shall be responsible for its financial affairs including the preparation of its annual budget in accordance with the procedures established by Executive Council for the preparation of the Diocesan budget and participating in the annual audit process, its property operations, marketing, fund-raising, its operational policies and relations with the Parishes and Missions of the Diocese.

Amended 2008
Amended 2014
Amended 2019
27.02 Amended 2022

IV FINANCE AND MANAGEMENT

CANON 28

OF FINANCIAL SUPPORT

28.01 The procedures for reporting, pledging and paying to the Diocese shall be as determined from time to time by the Convention or Executive Council. "Total Operating Revenue" shall be the amount that is reported as Total Operating Revenue on the Parochial Report which each congregation is required to file on an annual basis as required by Title I, Canon 6 of the Constitution and Canons of the Episcopal Church.

28.02 For support of the Diocese of Lexington, congregations will pledge and pay amounts as described in this canon. The amount that each congregation will give, and which the congregation will pay to the Diocese on an annual basis, will be determined by using a percentage of the congregation's Total Operating Revenue, applied with a progressive tier approach:

* On Total Operating Revenue up to and including $50,000, each congregation will pay 8%; and

* On Total Operating Revenue between $50,001 and $150,000, each congregation will pay 10%; and

* On Total Operating Revenue between $150,001 and $250,000, each congregation will pay 15%; and

On Total Operating Revenue more than $250,001, each congregation will pay 17.5%.

The assessment thresholds above shall be effective on January 1, 2023.

Every congregation shall remit the amounts due under this Canon in twelve (12) equal monthly installments due on the tenth (10^{th}) day of each month of the year.

28.03 The Diocese of Lexington accepts and will pledge and pay the full assessment and program asking of the General Church.

28.04 All Parishes, Missions, organizations and institutions of the Diocese shall conform in the Conduct of the Business affairs to the requirements of the Canons of the General Church, to the Requirements of the Constitutions and

Canons of this Diocese, and to such additional requirements as from time to time may be prescribed by the Convention or by the Bishop and Council.

28.05 The Executive Council is responsible to oversee and periodically review the implementation of this Canon. The Executive Council shall make available to the Diocese a system for determining exemptions from and appeals of the requirements of this Canon as may be requested from time to time by the congregations of this Diocese.

Amended 2003
28.02 Amended 2015
28.02 Amended 2016
28.02 Amended 2022

CANON 29

OF THE CHURCH PENSION FUND

29.01 It shall be the duty of this Diocese and of the Parishes, Missions, and other Ecclesiastical organizations therein, each through its Treasurer or other proper officer, to inform the Church Pension Fund of the salaries and other compensation paid to members of the Clergy, to furnish other data and information, and to pay promptly the premiums and assessments due, all as may be required by Canons of the General Church and in accordance with the rules of the Church Pension Fund. Should any Parish or Mission be delinquent in payment of any such premium assessment, the Executive Council may order payment of such delinquency to be made and any such amount so paid to be added to the Diocesan Pledge of such Parish or Mission, or take such other action it may deem appropriate, including directing the Treasurer to make payment for the Parish and reporting such payment to the appropriate Diocesan authority with the recommendation that the Ecclesiastical status of the Parish be reduced to that of a Mission.

29.02 It shall be the duty of every member of the Clergy canonically resident or serving in this Diocese to inform the Church Pension Fund promptly of such facts as the Trustee or other proper officer thereof may deem necessary for its proper administration, and to cooperate with said Fund in such other ways as may be appropriate to assist the Fund in the discharge of its canonical obligations.

29.03 It shall be the duty of the Executive Council to provide for the payment to the Fund on behalf of all Bishops, Priests and Deacons under contract with the Diocese.

29.04 The Executive Council shall have charge of all administrative matters relating to the Church Pension Fund.

CANON 30

OF REAL ESTATE AND OTHER PROPERTY

30.01 All property of every kind and character, whether held by the Diocese, the Corporation, a Parish or Mission, or by an organization or institution of this Diocese, and regardless of the manner in which title is vested, is held in trust to be used for the glory of God according to the Constitution and Canons, and the Doctrine, Discipline and Worship of The Episcopal Church and of the Diocese of Lexington, and for the purpose and programs of said Church and Diocese.

30.02 a. If the title to real property is held by the Diocese in its own name or in the name of the corporation, it may not be alienated, conveyed, transferred, encumbered, mortgaged, assigned, or leased without the approval of the convention or the Executive Council and the prior written consent of the Bishop and Standing Committee.

b. If the title to property other than real property is held by the Diocese in its own name of in the name of the corporation, it may be conveyed, transferred, encumbered, invested and reinvested with the approval of the Bishop and as directed by the Convention or the Executive Council.

c. If title to real property is held by any Parish, Mission, Vestry, Warden, Trustee, Congregation, Corporation, or other entity of the Diocese or otherwise authorized by civil or canon law hold, manage, or administer real property for any Parish, Mission or other such institution, such title shall not be encumbered or alienated without the prior written consent of the Bishop and of the Standing Committee.

30.03 Title to all real property acquired after the adoption of this Canon shall be taken and vested as follows:

a. If title is to be held by the Diocese, it shall be conveyed to and vested in “The Episcopal Church in the Diocese of Lexington, Inc.”, a Kentucky nonprofit corporation.

b. If title is to be held by any Parish or other Organization or institution which is incorporated, then title shall be conveyed to and vested to it in its corporate name and capacity, but with these words added, “to be held subject to the Constitution and Canons of the Episcopal Church and to the Constitution and Canons of the Diocese of Lexington.”

c. If title is to be held by any Parish, or by any organization or institution, which is not incorporated, then title shall be conveyed to and vested in

" . . . (insert the appropriate names), being the Rector, Wardens and Vestry of . . . (insert the name of the Parish) Parish (or other appropriate unincorporated association), to be held subject to the Constitution and Canons of the Diocese of Lexington."

30.04 As to all real property acquired prior to the adoption of this Canon and not vested as provided by 30,03, instruments approved by the Bishop with consultation of the chancellor shall be prepared, executed, acknowledged and recorded so that title shall be vested as provided by 30.03.

30.05 If any property, real or personal, as defined by 30.01 of this Canon, be abandoned, or if it be devoted to uses not sanctioned by the Bishop as being conformity with the Constitution and Canons and the Doctrine, Discipline and Worship of The Episcopal Church and of this Diocese, it shall be the duty of the Bishop, and of the Convention or the Executive Council, to take possession of and title to said property, to be held in trust by the Corporation for such proper use.

30.06 To ensure that the provisions of this Canon 30 shall be enforced by secular courts, all property not held by the Diocese in its own name shall be made subject to the trust provided in 30.01 by recorded declaration of trust in (a) the following form or (b) a similar form approved by the Bishop and Standing Committee upon the advice of the Chancellor:

DECLARATION OF TRUST, COVENANTS AND CONDITIONS

THIS DECLARATION OF TRUST AND DEED OF RESTRICTIVE COVENANTS AND CONDITIONS, granted and made this . . . (date) . . . , by . . . (proper legal name of parish or other entity holding title) . . . (herein "the Parish" . . . or other appropriate title . . .), which is a constituent member of The Episcopal Church in the United States of America, an hierarchical church having bishops and being governed by the Constitution and Canons of The Episcopal Church and those of the Diocese of Lexington.

WITNESSETH:

FOR AND IN CONSIDERATION of the benefits derived and other good valuable consideration, the receipt and sufficiency of all of which is hereby establish the following express trust, covenants and conditions:

1. The Parish has agreed to and does adhere and accede to the Constitution and Canons of The Episcopal Church and to the Constitution and Canons of the Diocese of Lexington, copies of which as amended from time to time are available in the office of the Diocese of Lexington located at this time at 166 Market Street, Lexington, Kentucky. Or at the registered office of The Episcopal

Church in the Diocese of Lexington, Inc., a Kentucky nonprofit corporation, which are incorporated herein by this reference.

2. All property, real and personal, tangible and intangible, of the Parish, including without limitation the property more particularly described in the Description Exhibit attached and made part hereof by this reference, and including any and all other property now hereafter owned by the Parish (the "Property"), is expressly held IN TRUST by the Parish to be used for the glory of God according to the Constitution and Canons, and the Doctrine, Discipline and Worship of The Episcopal Church and of the Diocese of Lexington, and for the purposes and programs of said Church and Diocese.

3. The Property cannot be encumbered or alienated without the prior written consent of the Bishop of Lexington and the Standing Committee of the Diocese of Lexington. If the office of Bishop is vacant and there be no Suffragan Bishop or Bishop Coadjutor, the written consent of the Standing Committee shall be sufficient. A writing expressing consent to a specific act of encumbrance or alienation and signed by the Bishop, if there be one, and the President of the Standing Committee shall be sufficient evidence of such consent to such act. Each act of encumbrance or alienation shall require consent. Any encumbrance or alienation without such written consent shall be voidable and of no force or effect at the election of the Bishop or Standing Committee.

4. The Parish does hereby declare and covenant that the Property is restricted so as to be used only as the property of a Parish or Mission of the Episcopal Church in accordance with its Constitution and Canons and those of the Diocese of Lexington. These covenants shall run with the land shall be enforceable by the Bishop or Standing Committee by action filed in any secular court having jurisdiction and may be amended or revoked only in writing by the Bishop of Lexington and the Standing Committee.

5. The Failure of the Bishop or Standing Committee to enforce any violation or breach hereof shall not be deemed a waiver to enforce any subsequent violation or breach.

6. In the event the Parish shall for any reason cease to affiliate with the Diocese of Lexington and The Episcopal Church, the property shall be the property of the diocese of Lexington and shall be conveyed by deed to The Episcopal Church in the Diocese of Lexington, Inc., a Kentucky nonprofit corporation, its successors and assigns, or otherwise as may then be required by Constitution or Canon. In such event, if the Paris shall fail to so convey the Property, the Diocese shall entitle to have the Property conveyed to it by deed of the Commissioner of the Circuit Court of the County in which the property is located, or other court having jurisdiction.

IN WITNESS WHEREOF, the parish has executed this instrument this day and year first above written.

. . . (proper means of execution and acknowledgment so as to be properly in recordable form, and then to be recorded in the office of the Clerk of each County wherein property of the Parish is located) . . .

CANON 31

OF BUSINESS PRACTICES AND MANAGEMENT

31.01 The Diocese, its Parishes, Missions, and other entities and agencies of the Diocese shall, at all times, adhere to the regulations and provisions of the Canons of The Episcopal Church regarding business methods, including but not limited to the *Manual of Business Methods in Church Affairs* promulgated pursuant to Canon 7 ("Of Business Methods in Church Affairs") and as amended from time to time by The. Episcopal Church.

31.02 The Executive Council shall have the authority to adopt and enforce additional regulations not inconsistent with the Constitution and Canons of the general Church and of this Diocese to aid Parishes, Missions and other entities of the Diocese in complying with the General Canons and in assuring for themselves adequate business and accounting practices.

31.01 Amended 2016

CANON 32

OF THE SECOND CENTURY FUND

32.01 The adoption of a Capital One Commission by the 78th Annual Convention of the Diocese of Lexington, held on November 3, 1973, the name in which was changed to the Second Century Fund by action of the 95th Annual Convention of the Diocese of Lexington, is hereby approved and confirmed and a separate Endowment Fund or Funds shall be established to receive in the name of the Diocese or of the Corporation gifts and bequest of money, tangible or intangible personally, and realty from donors upon such terms and conditions as may be agreed upon by the Directors of the Second Century Fund and, if applicable, the donors subject to the authority of the Executive Council as may be delegated to the Department of Finance.

32.02 The purpose of the Second Century Fund is to accept and receive for the Diocese or the Corporation gifts and bequest of money, tangible or intangible, personally and realty from donors and funds of the diocese transferred by the Diocese to be administered subject to any instructions of the Bishop and Executive Council and to provide grants and loans at variable rates of interest lower than might be available through commercial sources to parishes, missions and other institutions of the Diocese of Lexington for building projects, expansion or renovation purposes and further the work of the Diocese.

32.03 The Second Century Fund is to be administered by five Directors nominated by the Bishop and elected by the Convention annually.

32.04 The Directors of the Second Century Fund are authorized to adopt such policies, rules and regulations as may be necessary to carry forward the purpose of the Second Century Fund and to enter into such contracts and do all things necessary to attract donors and govern the affairs of the Second Century Fund with particular attention to setting up such charitable trusts as are presently or may be hereafter permitted by the Internal Revenue Code, and to protect the corpus of the Fund through the prudent establishment of variable interest rates for loans secured by mortgage liens on terms and provisions in accordance with prudent lending policies such as the Directors of the Second Century Fund shall adopt upon consultation with the Department of Finance and the approval of the Bishop and the Executive Council.

32.05 All interest and income generated by the Second Century Fund is to be held or expended for furtherance of the Work of the diocese by grant or loan as may be recommended by the Directors and approved by the Bishop and the Executive Council.

32.06 Loans from the Second Century Fund are to be made upon the approval of the loan application by a majority of the Directors of the Second Century Fund in accordance with the policies, rules and regulations then in effect, which loan approval shall then be also approved by the Bishop before the application shall be considered finally approved.

CANON 33

OF THE ST. AGNES' HOUSE

33.01 St. Agnes' House is hereby approved and confirmed as a ministry of the Diocese of Lexington.

33.02 The purpose of St. Agnes' House is to provide ministry to people living outside of Fayette County, who must come to Lexington for medical treatment, principally at the University of Kentucky Medical Center, and to their Families. This ministry shall consist of providing lodging, cooking facilities, counseling, and a Christian presence; and such other related Christian purposes as may seem appropriate.

33.03 There shall be a Board of Oversight (hereinafter referred to as the Board) of St. Agnes' House. It shall consist of (1) the Bishop of Lexington, ex officio and (2) at least five and no more than nine elected members who do not have to be communicants of the Episcopal Church.

33.04 Members of the Board serving at the time this canon is enacted shall remain members until their successors are elected pursuant to this charter. New members of the board are elected by the Annual Convention of the Diocese of Lexington upon nomination by the Board. Vacancies on the Board may be filled by appointment by the Bishop upon nomination by the Board to serve until the next Annual Convention. The term of office for members shall be three

33.05 The duties of the Board shall be to oversee the execution of the above-stated ministry of St. Agnes' House.

33.06 The Board may elect its own officers and assigns responsibilities to them pursuant to its procedural rules.

The Board may adopt procedural rules for the performance of its duties; provided, however, the rules so adopted shall not be in conflict with any action taken by the Convention or with the Constitution and Canons of the Episcopal Church and the Diocese of Lexington. A copy of the procedural rules shall be filed with the Secretary of the Convention.

33.07 The director of St. Agnes' House is an employee of the Diocese of Lexington and shall be appointed by the Bishop in consultation with the Board. The director is accountable to the Board for carrying out the ministry of St. Agnes' House within the confines of its budget; however, the Bishop shall have the final authority for hiring, termination, and discipline.

33.08 The St. Agnes' House Board shall prepare an annual budget for its operation in accordance with the procedures established by the Executive Council for the preparation of the Diocesan budget. There shall be an annual audit of the account of St. Agnes' House, and the Board shall make an annual report to the Diocesan Convention.

33.09 The Board shall make periodic written reports to each Executive Council meeting and an annual report to the Convention.

Amended 2014

CANON 34

OF THE COMMITTEE ON CANONS

AND

OF AMENDMENTS TO CANONS

34.01 Every proposed amendment to the Constitution or Canons shall be presented in writing and referred to the Committee on Canons, constituted as hereinafter provided. When such amendment shall have been reported upon by the Committee, the vote upon it shall be taken by orders, in the case of an amendment to the Constitution, as provided in the Constitution, and in the case of an amendment to the Canons, a two-thirds vote of each Order in its favor shall be necessary to its adoption. All new Canons and all amendments to Canons shall be taken effect on the third day following sine die adjournment of the Convention unless otherwise provided within the proposed change as adopted or within the Report of the Committee in Canons upon which the proposed change was adopted.

34.02 The Committee on Canons shall be composed of the Chancellor, who shall Chair the Committee, and four other interested persons, two of whom shall be members of the Clergy and two of whom shall be lay, confirmed communicants of the Diocese, who are attorneys. The committee on Canons shall consider each proposed change prior to or at each Convention. The Committee on Canons shall periodically review the Constitution and Canons, proposing such changes as are required to assure compliance with the Constitution and Canons of the General Church, and making such other proposals as seem necessary or desirable to be provided by Constitution or Canons for the orderly administration of the business and purposes of the Diocese. At or before each annual Convention, the Bishop may appoint others who are Deputies to that Convention as Convention Members of the Committee on Canons, to assist and participate in the deliberations of the Committee during the sessions of the Convention, to serve until that Convention adjourns sine die.

DIOCESE OF LEXINGTON

GLOSSARY

Adjournment sine die: literally "without a day" - refers to the end of an annual or special meeting of the Convention.

Affinity: relationship by marriage.

Annual Convention: the annual meetings of Clergy and Lay Deputies (see "Convention").

Annual Report: the report of each Parish and Mission required by the Canons of the General Church.

Assistant Minister: all Clergy of a Parish or Mission other than the Rector or Vicar.

Bishop: a Priest who has been ordained and consecrated in accordance with the Canons of the General Church, herein refers to the Bishop of Lexington unless the context otherwise requires.

Bishop Coadjutor: a canonically elected Bishop who serves as assistant to the principal Bishop (see "Diocesan" and "Ordinary"), and who has the automatic right of succession when the Diocesan Bishop resigns, retires, or dies. A Diocese may have only one Bishop Coadjutor.

Bishop Suffragan: (frequently referred to as "Suffragan Bishop"), a canonically elected Bishop who serves as assistant to the principal Bishop, and who does not have the right of automatic succession, but who may be elected Diocesan where there is not Coadjutor. A Diocese may have one or more Suffragan Bishops instead of, or in addition to, a Coadjutor.

Board of Examining Chaplains: see "Commission on Ministry".

By-laws: regulations for the internal affairs of an organization.

Candidate for Holy Orders: one who has previously been admitted as a postulant for Holy Orders in accordance with the Canons of the General Church, has complied with all applicable Canons and has been admitted to such status in accordance therewith.

Canon: (1) a specific rule of law enacted by the Convention or by the General Convention; or (2) a member of the staff of the Bishop or of the Cathedral.

Canonical: in accordance with the Canons of the Diocese and of the General Church.

Canonically Resident: a Bishop, Priest or Deacon who has been canonically received into a Diocese by the Ecclesiastical Authority thereof by acceptance of Letters Dimissory duly recorded, by Ordination in the Diocese, or by reception in the Diocese from another Communion of the Catholic Church.

Cathedral: the church containing the Bishop's cathedra or chair; the Bishop's church.

Cathedral Domain: the grounds surrounding a Cathedral.

Chancellor: an attorney who acts as the legal advisor of the Bishop and the Diocese.

Chief Pastor: the position of the Diocesan as the senior member of the clergy within the Diocese.

Clergy: persons canonically ordained; a Priest, Deacon or Bishop in the Episcopal Church, herein means Priests or Deacons canonically resident in this Diocese unless the context otherwise requires.

Clerical: pertaining to the Clergy.

Clerical Deputy: a Priest or Deacon representing the Diocese at meetings of the Convention, the General Convention, or the Provincial Synod.

Clerk: another name for the Secretary of a Parish Vestry or Mission Council.

Commission on Ministry: a canonically constituted body elected or appointed to assist the Bishop with regard to issues of Ordination of persons, and having only advisory authority. The Bishop in this Diocese may appoint learned clerical members thereof to act as a Board of Examining Chaplains to assist in determining the academic qualifications of persons seeking Holy Orders.

Commissioner: one appointed by the Ecclesiastical Court or by the Bishop and authorized by such appointment to administer oaths or affirmations to persons who testify by deposition.

Communicant or Communicant in Good Standing: a member of the Episcopal Church who has been Baptized, Confirmed or Received in accordance with the Canons of the General Church, as such persons are therein defined.

Congregation: a Parish or Mission: also the members collectively of a Parish or Mission.

Consanguinity: related by blood: descended from a common ancestor.

Contumacy: defiance of authority.

Convention: the legislative body of the Diocese, convened annually, the members of which are all members of the clergy canonically resident in the Diocese together with the duly elected Lay Deputies from each Parish and Mission in union with this Diocese.

Corporation: herein refers to the Diocesan corporation known as "The Episcopal Church in the Diocese of Lexington, Inc.", a Kentucky nonprofit corporation formed in 1896 to hold title to property of the Diocese.

Council: herein refers to the Executive Council of this Diocese.

Curate: a Priest or Deacon on the staff of the Rector of a Parish to assist the Rector.

Cure: the spiritual charge of a Parish or Mission.

Deacon: one who has complied with the requirements of applicable Canons and who has been ordained in accordance therewith. A "transitional Deacon" is one who further seeks Ordination to the Cathedral.

Dean: in the absence of the Diocesan, the head of the cathedral Chapter, the Rector of the Parish of the Cathedral.

Diaconate: the collective Orders if Deacons.

Diocesan: The Bishop of the Diocese, also called the "Ordinary."

Diocesan Corporation: <u>see</u> "Corporation" above.

Diocese: a geographical unit in the Church, always under the supervision of a Bishop or other Ecclesiastical Authority, herein refers to The Diocese of Lexington if a specific reference is intended by the context.

Division, Vote By: used when voice vote is not conclusive, affirmative voters first rise to be counted.

Domicile: the jurisdiction wherein one's principal residence is located.

Ecclesiastical Authority: authority relating to the church, the Bishop of the Diocese, or in the absence of the Diocesan, the Bishop Coadjutor if there be one, or the Suffragan Bishop if there be one, or, in the absence of all Bishops, the Standing Committee of the Diocese.

Episcopate: the Office of Bishop.

Ex Officio: having membership on a body by virtue of one's office, such member shall be entitled to vote on all matters regularly coming before such body unless otherwise specifically stated.

Ex Parte: from the interest of one party only, non-adversarial in nature.

Executive Council: unless otherwise qualified, herein refers to the Executive Council of this Diocese, rather than that of the General Church, has such executive authority to act on behalf of the Convention when not in session as provided by Canon or by act of the Convention.

General Canons: the Canons of the General Church.

General Church: the Protestant Episcopal Church in the United States of America (The Episcopal Church," sometimes called National Church).

General Constitution: the Constitution of the General Church.

General Convention: the legislative body of the General Church.

Glossary: a partial dictionary explaining terms or words used in a work.

Journal: a collection of reports and official records, as in the Journal of the Convention.

Laity: the membership of the Church other than the Clergy.

Lay Deputy: a member of the Laity elected by the Vestry of a Parish or the Bishop's Committee of a Mission to act and vote at a Convention of the Diocese, or by the Convention to act and vote at General Convention.

Letter Dimissory: the certificate, signed by the Bishop, authorizing the transfer of a member of the Clergy to another Diocese.

Member and Member in Good Standing: refers to baptized persons regularly active in the Church as defined by Canons of the General Church (see "Communicant").

Minister: one who us duly ordained, licensed or appointed to perform sacred functions in the Church.

Mission: a non-self-supporting ecclesiastical body organized according to Canon.

Necrology: a register of deaths.

Orders, Vote By: a vote in which clerical and lay votes are counted and reported separately.

Ordinary: the Bishop of the Diocese, a prelate exercising jurisdiction over a specified territory or group (see Diocesan).

Parish: a self-supporting ecclesiastical body organized according to Canon.

Parochial: of, or pertaining to, a Parish or Mission.

Pastoral Cure: the spiritual charge of a Parish or Mission.

Pastoral Letter: a letter from the Diocesan or from the House of Bishops declared to be such.

PECUSA: the Protestant Episcopal Church in the United States of America (the "General Church" or "National Church" to which reference is herein made). Now more appropriately called "The Episcopal Church".

Postulant: one seeking Holy Orders who has complied with all the requirements of the applicable Canons and has been admitted to such status in accordance therewith.

Presbyter: an ordained Priest in The Episcopal Church.

Presentment: a document which specifies the offense(s) of which a Priest or Deacon is alleged to be guilty, with reasonable certainty as to time, place and circumstances.

Priest: one who has complied with all the requirements of applicable Canons and has been ordained in accordance therewith.

Priest-in-Charge: a Priest whose settlement in a Parish or Mission is that of a temporary administrator and is subject, as to tenure and other conditions, to the discretion of the Bishop.

Prima Facie: evidence sufficient to raise a presumption unless rebutted.

Professional Church Worker: one who has complied with all requirements of the applicable Canons of the General Church and has been certified in accordance with the provisions thereof.

Pro-Cathedral: a Parish church being temporarily used as a cathedral, a Parish or Mission church which serves as an adjunct or honorary cathedral in a Diocese otherwise having a main cathedral and serving such functions as assigned by the Ecclesiastical Authority.

Pro Tempore: temporarily - for the time being.

Province: a geographical division of the General Church consisting of several Dioceses. Province IV includes The Diocese of Lexington.

Provost: the Priest in charge of a Pro-Cathedral, the Rector or Vicar, as the case may be, of the Parish or Mission congregation of a Pro-Cathedral.

Proxy: a document authorizing one to act or vote for another.

Quorum: the minimum number of a body whose presence is required in order to transact business.

Rector: a Priest who is canonically settled in a Parish which is self-supporting, fully organized and in canonical union with the Convention of this Diocese, whose settlement is without limitation of time and the conditions of whose call are of the nature of a permanent contract.

Residence: the place one resides, the jurisdiction wherein one's vocation is practiced.

Rules of Order: rules adopted by a legislative body designed to facilitate its orderly processes.

Secretary: refers to the Secretary of this Diocese unless otherwise qualified.

Standing Committee: body established by Canons of the General Church and of this Diocese, has ecclesiastical authority in the absence of any Bishop.

Suffragan Bishop: see, Bishop Suffragan.

Summoner: person appointed by the Bishop to serve papers and notices.

Synod: the legislative body of Province.

Temporalities: properties, goods or revenues of an ecclesiastical body.

Treasurer: refers to the Treasurer of this Diocese unless otherwise qualified.

Vicar: a Priest sent by the Bishop to be in charge, as the Bishop's representative, of a Mission and whose settlement is determined as to time and condition by agreement with the Bishop.

Warden: a member of the Laity within a Parish or Mission chosen as a leader to fulfill specific responsibilities.